

AMENDED IN SENATE APRIL 1, 2013

**SENATE BILL**

**No. 602**

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**Introduced by Committee on Human Services (Senators Yee  
(Chair), Berryhill, Emmerson, Evans, Liu, and Wright)**

February 22, 2013

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An act to amend Sections ~~18960~~, 18961, ~~and~~ 18962, *and 18963* of the Welfare and Institutions Code, relating to child abuse prevention.

LEGISLATIVE COUNSEL'S DIGEST

SB 602, as amended, Committee on Human Services. Child abuse prevention, intervention, and treatment projects.

Existing law allows the Office of Child Abuse Prevention to fund, through allocations provided to local counties, child abuse and neglect prevention and intervention programs. Existing law provides the criteria under which a county selects agency projects and services to be funded under these provisions, including that priority shall be given to private, nonprofit agencies and that training and technical assistance shall be provided by private, nonprofit agencies, as specified. Existing law requires ~~a county that has established a multidisciplinary council to utilize that council to provide recommendations to the board of supervisors for the funding processes and priorities.~~ *funds allocated to a county to revert to the State Children's Trust Fund and be administered, as provided, if that county chooses not to contract or subcontract for the provision of services.*

~~This bill would provide that a county welfare department may directly perform services funded under these provisions and priority shall be given instead to direct prevention and early intervention programs that have demonstrated effectiveness in abuse and neglect prevention and early intervention. This~~

*This bill would remove required training and technical assistance by private, nonprofit agencies as a selection criteria. This bill would ~~require counties to utilize specified processes to include stakeholder input and provide recommendations to the board of supervisors for the funding processes and priorities.~~ also remove the requirement that funds allocated to a county that chooses not to contract or subcontract for the provision of services revert to the State Children's Trust Fund. The bill would make conforming changes to related provisions.*

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     ~~SECTION 1. Section 18960 of the Welfare and Institutions~~  
2     ~~Code is amended to read:~~  
3     ~~18960. (a) It is the intent of the Legislature that child abuse~~  
4     ~~and neglect prevention and early intervention programs be~~  
5     ~~encouraged by the funding of public and other agencies addressing~~  
6     ~~needs of children at high risk of abuse or neglect and their families.~~  
7     ~~(b) All funds expended by a county for activities under this~~  
8     ~~section shall be expended by the county in a manner that will~~  
9     ~~maximize eligibility for federal financial participation.~~  
10    ~~(c) Priority shall be given to direct prevention and early~~  
11    ~~intervention programs that identify and provide services to isolated~~  
12    ~~families, particularly those with children five years of age or~~  
13    ~~younger, high quality home visiting programs based on~~  
14    ~~research-based models of best practice, and services to child~~  
15    ~~victims of crime.~~  
16    ~~SEC. 2.~~  
17    ~~SECTION 1. Section 18961 of the Welfare and Institutions~~  
18    ~~Code is amended to read:~~  
19    ~~18961. (a) In addition to funding nonprofit agencies, a county~~  
20    ~~welfare department may also directly perform child abuse and~~  
21    ~~neglect prevention and early intervention services funded under~~  
22    ~~this article. Direct Projects and services provided to children and~~  
23    ~~families funded pursuant to this article shall be selected using the~~  
24    ~~following criteria:~~  
25    ~~(1) Priority shall be given to services and programs private,~~  
26    ~~nonprofit agencies with programs that serve the needs of children~~  
27    ~~at risk of abuse or neglect and that have demonstrated effectiveness~~

1 ~~in abuse and neglect prevention and early intervention, particularly~~  
2 ~~services to isolated families, families with children five years of~~  
3 ~~age or younger, high quality home visiting programs based on~~  
4 ~~research-based models of best practice, and services to child~~  
5 ~~victims of crime. or intervention.~~

6 (2) ~~Nonprofit agencies~~ *Agencies* shall be eligible for funding  
7 provided that evidence is submitted that the proposed services are  
8 not duplicated in the community, are based on needs of children  
9 at risk, and are supported by a local public agency, including, but  
10 not limited to, one of the following:

- 11 (A) The county welfare department.
- 12 (B) A public law enforcement agency.
- 13 (C) The county probation department.
- 14 (D) The county board of supervisors.
- 15 (E) The county public health department.
- 16 (F) The county mental health department.
- 17 (G) The school district.

18 (3) Services provided shall be culturally and linguistically  
19 appropriate to the populations served.

20 (4) ~~Direct services provided to children and families~~ *Services*  
21 may include, but need not be limited to, day care, respite services,  
22 transportation, mental health services, services provided through  
23 home visiting programs, parent education and support programs,  
24 domestic violence services, disability services, early developmental  
25 screening and assessment, *and* ~~counseling services, and~~  
26 ~~multidisciplinary team services.~~

27 (5) ~~Nonprofit applicant~~ *Applicant* agencies shall demonstrate  
28 the existence of a 10 percent cash or in-kind match that will support  
29 the goals of child abuse and neglect prevention and intervention.

30 (6) Funding shall be used to supplement, but not supplant, child  
31 welfare services authorized pursuant to Chapter 5 (commencing  
32 with Section 16500) of Part 4.

33 (7) Priority for services shall be given to children who are at  
34 high risk, including children who are being served by the county  
35 welfare departments for being abused and neglected and other  
36 children who are referred for services by legal, medical, or social  
37 services agencies.

38 (8) Service to minority populations shall be reflected in the  
39 funding of ~~projects and services.~~ *projects.*

(9) Projects and services shall clearly be related to the needs of children, especially those 14 years of age and under.

~~(b) Counties shall utilize the county self-assessment and system improvement plan processes established under Section 10601.2 of the Welfare and Institutions Code to include stakeholder input and~~  
*In a county that has established a multidisciplinary council, the council shall be utilized to provide recommendations to the board of supervisors for the funding processes and priorities.*

(c) Each county shall monitor the projects and services it funds.

(d) Beginning in the 2011–12 fiscal year, and for each fiscal year thereafter, funding and expenditures for programs and activities under this section shall be in accordance with the requirements provided in Sections 30025 and 30026.5 of the Government Code.

~~SEC. 3.~~

*SEC. 2.* Section 18962 of the Welfare and Institutions Code is amended to read:

~~18962. (a) If a board of supervisors chooses not to utilize these funds for the provision of direct prevention and early intervention services provided to children and families, the funds allocated for that county shall revert to the State Children's Trust Fund established under Section 18969 and shall be administered in accordance with the provisions of law relating to the fund.~~

~~(b) The~~

*18962. The county child welfare agency shall provide to the Office of Child Abuse Prevention, no later than October 1 of each year, an annual expenditure report to include funds expended, populations served, and other information deemed necessary based on a process to be developed by the department, in consultation with counties.*

*SEC. 3. Section 18963 of the Welfare and Institutions Code is amended to read:*

*18963. Unless otherwise specified in the annual Budget Act, the funds appropriated in the annual Budget Act to the State Department of Social Services for the purposes of this article shall be allocated as follows:*

*(a) A sum equal to 90 percent of the appropriation shall be allocated to the board of supervisors of each of the participating counties.*

1 (b) A sum equal to 7 percent of the appropriation shall be  
2 allocated to the State Children's Trust Fund established under  
3 Section 18969 for innovative, child-centered approaches which  
4 indicate promise of quality, cost-effective services to prevent child  
5 abuse and neglect.

6 (c) The Office of Child Abuse Prevention shall reserve a sum  
7 equal to 3 percent of the appropriation, to be used to provide  
8 administrative oversight and consultation that shall include  
9 activities necessary to do all of the following:

10 (1) Ensure that each county allocates revenues through the use  
11 of an accountable process that utilizes a multidisciplinary approach,  
12 particularly including strengthening child abuse councils and  
13 allocates revenues in a manner consistent with a county expenditure  
14 plan for all Child Abuse Prevention, Intervention, and Treatment  
15 program revenues. The county plans shall explain how services  
16 funded under this article are coordinated with the array of services  
17 available in the county and are based on unmet need. The Office  
18 of Child Abuse Prevention shall review and approve these plans  
19 prior to authorizing county expenditure of funds. The Office of  
20 Child Abuse Prevention shall require counties to submit annual  
21 reports on program services.

22 (2) Ensure Child Abuse Prevention, Intervention, and Treatment  
23 program compliance and accountability to the county plan and  
24 legislative intent.

25 (d) Counties with provider contracts in effect as of June 30,  
26 1998, may continue those contracts. However, no county shall  
27 receive an augmentation of Child Abuse Prevention, Intervention,  
28 and Treatment funds unless the county modifies its program in  
29 accordance with subdivision (c). During the 1998–99 state fiscal  
30 year, if a county qualifies to receive an augmentation of funds,  
31 counties may augment existing provider contracts without  
32 competitive bids.

33 (e) The Office of Child Abuse Prevention may contract with a  
34 statewide nonprofit consortium with broad-based statewide  
35 representation to provide training and technical assistance, and to  
36 improve accountability for the use of funds in the Child Abuse  
37 Prevention, Intervention, and Treatment program using funds  
38 identified in subdivision (c).

39 (f) A portion of the funds specified in subdivision (c) may be  
40 allocated to the State Children's Trust Fund to be used for statewide

1 training and technical assistance services. Moneys for statewide  
2 training and technical assistance may be supplemented under  
3 subdivision (a) by an amount not to exceed 0.50 percent of the  
4 total Child Abuse Prevention, Intervention, and Treatment  
5 appropriation but the total amount allocated statewide for training  
6 and technical assistance shall not exceed 2 percent of the total  
7 Child Abuse Prevention, Intervention, and Treatment appropriation.  
8 This augmentation may be accomplished by ~~means of the~~  
9 ~~following:~~

10 ~~(1) The~~ *authorizing the* board of supervisors of each  
11 participating county ~~may~~ *to* allocate annually a portion of its  
12 allocation under this section as a supplement to funds for statewide  
13 training and technical assistance. Activities to be funded with these  
14 supplemental moneys may be specified by the allocating county  
15 and approved by the State Department of Social Services.

16 ~~(2) In combination with funds provided by a county pursuant~~  
17 ~~to paragraph (1) a portion of the moneys reverted to the State~~  
18 ~~Children's Trust Fund pursuant to paragraph (3) of subdivision~~  
19 ~~(a) of Section 18962 may be allocated annually for statewide~~  
20 ~~training and technical assistance. Any amount allocated from the~~  
21 ~~State Children's Trust Fund in a state fiscal year shall not exceed~~  
22 ~~the moneys reverted under paragraph (3) of subdivision (a) of~~  
23 ~~Section 18962 in that state fiscal year.~~